



Attorney's Docket No. 026350-090

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of) MAIL STOP SEQUENCE
Masao MATSUOKA et al.) Group Art Unit: 1645
Application No.: 10/667,359) Examiner:
Filed: September 23, 2003) Confirmation No.: 9190
For: METHOD TO PROTECT)
TRANSGENES FROM SILENCING)

DECLARATION PURSUANT TO
37 C.F.R. §§ 1.821-1.825

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I, Robert G. Mukai, declare as follows:

1. That the content of the paper and computer readable copies of the Sequence Listing, submitted in accordance with 37 C.F.R. § 1.821(c) and (e), respectively, are the same in compliance with § 1.821(f).
2. That the submission, filed in accordance with 37 C.F.R. § 1.821(g)[or (h)], herein does not include new matter.

I hereby declare that all statements made herein of my own knowledge are true and that all statements were made on information and belief and are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: November 1, 2004

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